

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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RACHEL BORST,

Plaintiff,

-against-

**NOTICE OF MOTION TO
DISMISS THE AMENDED
COMPLAINT**

NEW YORK CITY DEPARTMENT OF EDUCATION,
CARMEN FARINA, CHANCELLOR, all sued in their
individual and official capacities,

17 Civ. 3041 (RRM) (CLP)

Defendants.

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PLEASE TAKE NOTICE that, upon the Memorandum of Law in Support of Defendants' Motion To Dismiss the Amended Complaint, dated September 5, 2018, and upon all other pleadings and proceedings herein, Defendants will move this Court, at the United States District Court for the Eastern District Court of New York, located at 225 Cadman Plaza East, Brooklyn, New York 11201, before the Honorable Roslynn R. Mauskopf, United States District Judge, at a date and time to be determined by the Court, for an order dismissing the Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure.

PLEASE TAKE FURTHER NOTICE that pursuant to this Court's July 30, 2018 Order, answering papers, if any, shall be served on or before October 10, 2018, and reply papers, if any, shall be served on or before October 31, 2018.

Dated: New York, New York
September 5, 2018

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By: /s/ Kerrin A. Bowers
Kerrin A. Bowers
Assistant Corporation Counsel